HOUSE BILL No. 1732

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DIGEST OF HB 1732 (Updated February 17, 2009 8:10 pm - DI 75)

Citations Affected: IC 20-43; noncode.

Synopsis: Computation of ADM for Gary schools. Provides that the initial date of an ADM count for a school corporation in the City of Gary or a charter school that has a pupil with legal settlement in Gary must fall within the first thirty (30) days of the school year on the day fixed annually by the state board of education. Requires a second count to be taken on the first school day in December. Provides that an average ADM shall be computed using these two counts. Makes findings for limiting this provision to the City of Gary.

Effective: July 1, 2009.

Smith V

January 22, 2009, read first time and referred to Committee on Rules and Legislative Procedures.
February 12, 2009, reassigned to Committee on Local Government.
February 19, 2009, amended, reported — Do Pass.

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HOUSE BILL No. 1732

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A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1   SECTION 1. IC 20-43-1-7, AS ADDED BY P.L.2-2006, SECTION
2 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2009]: Sec. 7. "ADM of the previous year" means the initial
4 computed ADM for the school year ending in the preceding calendar
5 year.
6   SECTION 2. IC 20-43-1-10, AS ADDED BY P.L.2-2006,
7 SECTION 166, IS AMENDED TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2009]: Sec. 10. "Current ADM" means the
9 initial computed ADM for the school year ending in the calendar year.
10   SECTION 3. IC 20-43-4-2, AS ADDED BY P.L.2-2006, SECTION
11 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
12 1, 2009]: Sec. 2. A school corporation's ADM is the number of eligible
13 pupils enrolled in:
14   (1) the school corporation; or
15   (2) a transferee corporation;
16 on a day to be fixed annually by the state board **as determined under**
17 **section 3 of this chapter** and as subsequently adjusted not later than

1   January 30 under the rules adopted by the state board.

2   SECTION 4. IC 20-43-4-3, AS ADDED BY P.L.2-2006, SECTION

3   166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY

4   1, 2009]: Sec. 3. **(a) This subsection applies to a school corporation**

5   **that is not described in subsection (b).** The initial day of the ADM

6   count must fall within the first thirty (30) days of the school year **on a**

7   **day to be fixed annually by the state board.** However, if extreme

8   patterns of:

9   (1) student in-migration;

10   (2) illness;

11   (3) natural disaster; or

12   (4) other unusual conditions in a particular school corporation's

13   enrollment;

14   on either the day fixed by the state board or on the subsequent

15   adjustment date, cause the enrollment to be unrepresentative of the

16   school corporation's enrollment throughout a school year, the state

17   board may designate another day for determining the school

18   corporation's enrollment.

19   **(b) This subsection applies only to a school corporation that is**

20   **located in any part in Gary, Indiana, or that is a charter school in**

21   **which at least one (1) eligible pupil who has legal settlement in**

22   **Gary, Indiana, is enrolled on the day of an ADM count. The**

23   **general assembly finds that the provisions of this subsection are**

24   **necessary to meet the unique challenges facing school corporations**

25   **that educate eligible pupils from Gary, Indiana, because large**

26   **numbers of eligible pupils in the area transfer to another school**

27   **after the date that an initial ADM count is taken. The initial date**

28   **of an ADM count must fall within the first thirty (30) days of the**

29   **school year on the day fixed annually by the state board. A second**

30   **count shall be taken on the first school day in December. An**

31   **average ADM shall be computed using these two (2) counts and**

32   **used for purposes of this article. However, if extreme patterns of:**

33   **(1) student in-migration;**

34   **(2) illness;**

35   **(3) natural disaster; or**

36   **(4) other unusual conditions in a particular school**

37   **corporation's enrollment;**

38   **on either of these days cause the enrollment to be unrepresentative**

39   **of the school corporation's enrollment throughout a school year,**

40   **the state board may designate one (1) or two (2) other days for**

41   **determining the school corporation's enrollment and average**

42   **computed ADM.**

1   SECTION 5. [EFFECTIVE JULY 1, 2009] **(a) For purposes of**
2   **state tuition support for 2010 and notwithstanding IC 20-43-1-7, as**
3   **amended by this act, if only an initial ADM count was taken for a**
4   **school corporation for the school year ending in 2009, the**
5   **department of education may use the initial count as the ADM of**
6   **the previous year for the school corporation.**
7   **(b) This SECTION expires December 31, 2010.**

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HB 1732—LS 6587/DI 44+

COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1732, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1732 as introduced.)

SMITH V, Chair

Committee Vote: yeas 11, nays 0.

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